

FILED BY _____ D.C.

05 DEC 15 PM 12:18

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

EMPLOYEES' RETIREMENT PLAN OF
MID-SOUTH TRANSPORTATION
MANAGEMENT, INC. and
RETIREMENT BOARD OF THE EMPLOYEE'S
RETIREMENT PLAN OF MID-SOUTH
TRANSPORTATION MANAGEMENT, INC.

Plaintiff,

v.

THOMAS BRYANT,

Defendant(s)

Case No. 2:05CV2722

ORDER DENYING DEFAULT JUDGMENT

On December 14, 2005, Plaintiff Employees' Retirement Plan of Mid-South Transportation Management, Inc. and Retirement Board of Employee's Retirement Plan of Mid-South Transportation Management, Inc, submitted motion for default judgment against Defendant Thomas Bryant.

Entry of Default may be entered when party whom a judgment is sought has failed to plead or otherwise provided and fact is made to appear by affidavit or otherwise pursuant to FRCvP 55 (a).

Default Judgment is therefore **DENIED** as there has been no **Entry of Default** as to the Defendant(s).

Entered this 15th day of December, 2005

THOMAS M. GOULD
Clerk of Court

By: Judy Casley
Deputy Clerk

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Notice of Distribution

This notice confirms a copy of the document docketed as number 8 in case 2:05-CV-02722 was distributed by fax, mail, or direct printing on December 15, 2005 to the parties listed.

John McQuiston
STOKES BARTHOLOMEW EVANS & PETREE, P.A.
1000 Ridgeway Loop Rd.
Ste. 200
Memphis, TN 38120

Lewis Clayton Culpepper
EVANS & PETREE, P.A.
1000 Ridgeway Loop Rd.
Ste. 200
Memphis, TN 38120

Honorable Jon McCalla
US DISTRICT COURT